IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 9TH MARCH 2007 / 18TH PHALGUNA 1928

WP(C).No. 31941 of 2006(C)

PETITIONER:
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1. LAKSHMANAN, S/O. KANDANKUTTY,
AGED 49, MANIYANTAD, KOPPAM, PALAKKAD DIST.

2. ANTHONY SAMI, S/O. PACKIAM,
AGED 54, ONDIKKARA VEEDU, MENONPARA P.O.,
PALAKKAD DIST.

BY ADV. SRI.JACOB SEBASTIAN

RESPONDENTS:
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1. STATE OF KERALA,
REPRESENTED BY THE SECRETARY TO THE GOVT.,
CO-OPERATION (B) DEPT. GOVT.SECRETARIAT,TRIVANDRUM

2. THE REGISTRAR OF CO-OPERATIVE SOCIETIES
FOR KERALA, OFFICE OF THE REGISTRAR OF
CO-OPERATIVE SOCIETIES, TRIVANDRUM.

3. THE PALAKKAD DISTRICT CO-OPERATIVE
BANK LTD., H.P.O. ROAD, SULTHANPETT, PALAKKAD,
REPRESENTED BY ITS GENERAL MANAGER.

BY ADV. SRI.M.P.ASHOK KUMAR
BY GOVT.PLEADER SRI.P.K.RAVIKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 09/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) No. 31941/2006 APPENDIX

PETITIONER'S EXHIBITS

Ext.P1: True copy of the notification dated 18-11-2003 of the 1st respondent

Ext.P2: True copy of the communication dated 4-5-2004 of the 3rd respondent bank addressed to the 2nd respondent

Ext.P3: True copy of the representation submitted by the 1st petitioner

Ext.P4: True copy of the representation submitted by the 2nd petitioner

//True copy//

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S.SIRI JAGAN .J

W.P (C) No. 31941 of 2006

Dated this the 9th day of March 2007

JUDGMENT

The petitioners are part-time sweepers in the 3rd respondent bank . They are aspirants for promotion to the post of peons. According to them by virtue of Ext.P1 , the post of part-time contingent employees has been included as feeder category for promotion to the post of peons. In spite of the same the 3rd respondent bank is not considering the petitioners for promotion to the post of peon. It is under the said circumstances that the petitioners have approached this Court for a direction to the 2nd respondent to issue appropriate direction to the 3rd respondent to promote the petitioners forthwith to the post of peon. However for the present the petitioners would be satisfied with the direction to the 2nd respondent to consider and pass appropriate orders on Exts P3 and P4 representations submitted by the petitioners.

2. I have heard the counsel for the petitioners counsel appearing for the 3rd respondent society as also the learned Govt. pleader .

3. In the facts and circumstances of this case there would be a direction to the 2nd respondent Registrar of Co-operative Societies to

consider and pass appropriate orders on Ext.s P3 and P4 representations submitted by the petitioners as expeditiously as possible at any rate within six weeks from the date of receipt of a copy of this judgment. The 2nd respondent shall afford an opportunity of being heard to the petitioners as well as the 3rd respondent society before passing final orders. It would be open to the petitioner to bring to the attention of the Registrar Ext.P2 or any other document or evidence which would support their case.

S.SIRI JAGAN .JUDGE

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